

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA**

Cung Le, Nathan Quarry, Jon Fitch, Brandon Vera,  
Luis Javier Vazquez, and Kyle Kingsbury, on  
behalf of themselves and all others similarly  
situated,

Plaintiffs,

v.

Zuffa, LLC, d/b/a Ultimate Fighting  
Championship and UFC,

Defendant.

Case No.: 2:15-cv-01045-RFB-BNW

**[PROPOSED] ORDER REGARDING  
PLAINTIFFS' MOTIONS IN LIMINE  
NOS. 1 TO 20**

1 HAVING CONSIDERED PLAINTIFFS' MOTIONS IN LIMINE, the Court hereby orders  
2 as follows:

- 3 1. PMIL No. 1 to Strike Defendant's Untimely Disclosed Witnesses from Defendant's  
4 Witness List and Exclude the Untimely Witnesses from Testifying at Trial

5 GRANTED: \_\_\_\_\_

6 DENIED: \_\_\_\_\_

- 7  
8 2. PMIL No 2. to Exclude Expert Testimony, Opinions, and Evidence That Was Not Timely  
9 Disclosed

10 GRANTED: \_\_\_\_\_

11 DENIED: \_\_\_\_\_

- 12  
13 3. PMIL No. 3 to Exclude Evidence or Reference Relating to Facts, Circumstances, or  
14 Events Occurring After June 30, 2017

15 GRANTED: \_\_\_\_\_

16 DENIED: \_\_\_\_\_

- 17  
18 4. PMIL No. 4 to Exclude Zuffa's Economists, Including Robert H. Topel, From Offering  
19 Unsupported Opinions that Zuffa Would Have Spent Less Money on Promoting Fighters  
20 or Bouts Absent the Challenged Conduct Under Fed. R. Evid. 702.

21 GRANTED: \_\_\_\_\_

22 DENIED: \_\_\_\_\_

- 23  
24 5. PMIL No. 5 to Exclude the Testimony of Richard Marks Under Fed. R. Evid. 401 and  
25 403

26 GRANTED: \_\_\_\_\_

27 DENIED: \_\_\_\_\_

1 6. PMIL No. 6 to Exclude Testimony and Argument That Plaintiffs' Experts Failed to  
2 Disaggregate Damages

3 GRANTED: \_\_\_\_\_

4 DENIED: \_\_\_\_\_

5  
6 7. PMIL No. 7 to Exclude Testimony and Argument That Dr. Hal Singer Failed to  
7 Appropriately Aggregate Damages

8 GRANTED: \_\_\_\_\_

9 DENIED: \_\_\_\_\_

10  
11 8. PMIL No. 8 to Exclude Evidence or Argument that the Class or Any Class Member  
12 Failed to Mitigate Damages

13 GRANTED: \_\_\_\_\_

14 DENIED: \_\_\_\_\_

15  
16 9. PMIL No. 9 to Exclude Evidence of or Reference to Plaintiffs' Allegedly Failed Ped Tests  
17 at Any Times They Were Not Under Contract with the UFC

18 GRANTED: \_\_\_\_\_

19 DENIED: \_\_\_\_\_

20  
21 10. PMIL No. 10 to Exclude Evidence of or Reference to Contracts Between Universal  
22 Strength Headquarters and Its Employees, or Between Plaintiff Cung Le and Universal  
23 Strength Headquarters Employees

24 GRANTED: \_\_\_\_\_

25 DENIED: \_\_\_\_\_

1 11. PMIL No. 11 to Exclude Evidence of or Reference to Plaintiffs' Non-UFC Businesses

2 GRANTED: \_\_\_\_\_

3 DENIED: \_\_\_\_\_

4  
5 12. PMIL No. 12 to Exclude Evidence of or Reference to the Proposed Identity Class

6 GRANTED: \_\_\_\_\_

7 DENIED: \_\_\_\_\_

8  
9 13. PMIL No. 13 to Exclude Evidence of Economic Benefits or Charitable Contributions of  
10 Zuffa or the UFC to the Las Vegas Community or Any Other Geographic Region

11 GRANTED: \_\_\_\_\_

12 DENIED: \_\_\_\_\_

13  
14 14. PMIL No. 14 to Exclude Speculation by Lay Witnesses or Unsubstantiated Opinions of  
15 Zuffa's Proposed Experts Regarding the Financial Condition of Promoters that Zuffa  
16 Acquired Between 2006 and 2011

17 GRANTED: \_\_\_\_\_

18 DENIED: \_\_\_\_\_

19  
20 15. PMIL No. 15 to Exclude Evidence of or Reference to Zuffa or UFC Serving as a Business  
21 School Case Study, Including Without Limitation Evidence Relating to Proposed Dx-794

22 GRANTED: \_\_\_\_\_

23 DENIED: \_\_\_\_\_

1 16. PMIL No. 16 to Exclude UFC Video Clips that are (1) Hearsay; (2) Unauthenticated; (3)  
2 Lack Sponsoring Witnesses, (4) Were Not Produced in Discovery, (5) are Subject to  
3 Exclusion Based on Other Motions in Limine; and, (6) Not Relevant to Any Claim or  
4 Defense in This Litigation

5 GRANTED: \_\_\_\_\_

6 DENIED: \_\_\_\_\_

7  
8 17. PMIL No. 17 to Exclude Reference or Argument About the Effect of a Verdict in this  
9 Case on the Las Vegas Community or Any Other Geographic Region

10 GRANTED: \_\_\_\_\_

11 DENIED: \_\_\_\_\_

12  
13 18. PMIL No. 18 to Exclude Evidence Concerning Events, Conduct, or Facts Where Zuffa  
14 Objected to and Did Not Produce Discovery Concerning Such Events, Conduct, or Facts

15 GRANTED: \_\_\_\_\_

16 DENIED: \_\_\_\_\_

17  
18 19. PMIL No. 19 to Preclude Evidence of or Reference to Regulatory Investigations or  
19 Inaction

20 GRANTED: \_\_\_\_\_

21 DENIED: \_\_\_\_\_

22  
23 20. PMIL No. 20 to Exclude Reference to Purported Past Relationships Between Parties'  
24 Counsel and Expert Witnesses

25 GRANTED: \_\_\_\_\_

26 DENIED: \_\_\_\_\_

DATED:

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The Honorable Richard F. Boulware, II  
UNITED STATES DISTRICT JUDGE